

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.4907 OF 2005

Shani Prakash Kasar @ Salim
@ Sani Haji Jan Kapadia ...Applicant
Vs.
The State of Maharashtra ...Respondent

Ms Noorseema M. Baig i/by Khan Adbul Wahab for the
Applicant.
Ms M.H.Mhatre, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : AUGUST 05, 2005.

P.C.:

1. Heard advocate appearing for the Applicant and the learned A.P.P. for the State. The first prayer in this Application is for modification of order dated 25th November, 2004 by reducing the bail amount from Rs.50,000/- with two local sureties to Rs.10,000/- with one surety. The second prayer is that time for furnishing sureties may be extended.

2. The Applicant had already filed Criminal Application No.2501 of 2005 for modification. The said Application was disposed of by order dated 26th April, 2005 by extending the time to furnish sureties.

3. Considering the facts and circumstances of the case and the earlier orders passed by this Court, the first prayer cannot be granted. In so far as the second prayer is concerned, by way of indulgence by order dated 26th April, 2005 this Court has already extended the time. In order dated 22nd July, 2005

passed by the learned Additional Sessions Judge, Mumbai, he has observed that the Applicant is appearing in the court on each and every date regularly. Considering the said observation, time to furnish sureties deserves to be extended as and by way of last chance.

4. Accordingly, Application is disposed of by directing that time granted to the Applicant to furnish sureties in terms of order dated 25th November, 2004 is extended by period of four weeks from today. It is made clear that extension is granted as a last chance and no further Application will be entertained. If the Applicant fails to furnish sureties as directed by this court, the Investigating Officer will be free to take further steps against the Applicant in accordance with law.

5. Parties to act upon an authenticated copy of this order.

JUDGE